

LEGAL NOTICE

Public Hearing and State Plant Board Quarterly Meeting

The Arkansas State Plant Board will meet at 1:00 p.m., Wednesday, December 10, 2003 at the State Plant Board offices, #1 Natural Resources, Drive, Little Rock, AR.

1. **A Public Hearing** will be conducted to consider amendments to the National Institute of Standards & Technology (NIST) 2003 Handbook 130, Uniform Laws & Regulations.

Part 1:

Uniform Engine Fuels, Petroleum Products, and Automotive Lubricants Regulation

3.10. Liquefied Petroleum (LP) Gas

3.10.1 How LPG is to be Identified. Liquefied petroleum gases shall be identified by grades Commercial Propane, Commercial Butane, Commercial PB Mixtures or Special-Duty Propane (HD5).

3.10.2 Retail Dispenser Labeling. Each retail dispenser of liquefied petroleum gases shall be labeled as "Commercial Propane," "Commercial Butane," "Commercial PB Mixtures," or "Special-Duty Propane (HD5)."

To minimize the confusion with the consuming public on the purchase of liquefied petroleum gases it is necessary to have the product prominently displayed in one or more locations at each retail outlet using the term "Propane."

Uniform Regulation for the Method of Sale of Commodities

2.16 Compressed or Liquefied Gases in Refillable Cylinders

2.16.3.1. Tare Weights

- (e) **Liquefied Petroleum Gas in Refillable Cylinders.** When sold by weight, Liquefied Petroleum Gas (LPG) must be weighed on an appropriate, sealed commercial scale. A sales invoice shall be provided and shall contain at least the following information:

- a. Weight of the cylinder before filling.
- b. Weight of the cylinder after filling.
- c. The net weight of the LPG delivered.
- d. The unit price.
- e. The total computed price
- f.

This new language is necessary to provide the procedure to be followed to insure that the consumer receives credit for any remaining product in the cylinder prior to being refilled.

Part 2:

Section 3. Certificate of Conformance. The Director shall require a device to be traceable to an active Certificate of conformance prior to its installation or use for commercial or law enforcement purposes. In the enforcement of this regulation our Investigators found industry routinely uses commercial devices, that weigh or measure, that are made up of components each certified with a separate and individual Certificate of Conformance. Literal reading of the regulation does not allow such practice even though it was the intent of the National Conference on Weights & Measures, the author and sponsor of the regulation, to do so. The Scale Manufacturers Association finds no fault in the practice and has generated a letter of support for the applicable changes. This change in the regulation is necessary to make this well supported practice legal.

2. Approval of pest control exam results.
3. Approval of Board meeting minutes.
4. Approval of pest control exam grades.
5. Standing Committee reports.
6. Other business.

Board meetings are open to the public. If you wish to submit a written comment on the above mentioned public hearing, please send written comment to the Arkansas State Plant Board, PO Box 1069, Little Rock, AR 72203. Oral comment may be made at the public hearing. For further information concerning the meeting, contact Darryl Little, Director, at 501-225-1598.

Darryl Little, Director